

Attorney Docket No. CRD-5715CIP (1417Y P 628)

PATENT

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application of:
JAMES E. KIPP, et al.

Application No.: 09/945,374

Filed: August 31, 2001

For: PREMIXED AMIODARONE PARENTERAL
SOLUTION AND METHOD FOR MAKING
THE SAME

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) Examiner: Unassigned
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) Group Art Unit: 1614
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RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS
Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application," dated October 9, 2001, Applicants enclose the following:

1. Copy of Notice to File Missing Parts of Application;
2. Executed Declaration and Power of Attorney;
3. Check in the amount of \$1,578.00 in payment of the following: (1) filing fee for the application and (2) the surcharge for filing this Response; and,
4. Request for Corrected Filing Receipt.

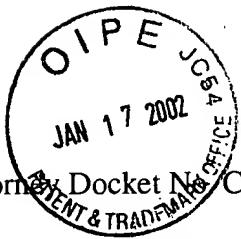
You are hereby authorized to debit or credit our Deposit Account No. 23-0280 for payment deficiencies or overpayments with regard to the above-identified Application.

Respectfully submitted,
By: 

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as first class mail, postage-prepaid, in an envelope addressed to: BOX MISSING PARTS, Commissioner of Patents, Washington, D.C. 20231, on December 7, 2001.

Sarah J. Goodnight (136198.1)



Attorney Docket No. CRD-5715CIP (1417YP628)

Receipt/
HJ

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application of:)
JAMES E. KIPP, et al.)
Application No.: 09/945,374)
Filed: August 31, 2001)
For: PREMIXED AMIODARONE PARENTERAL) Examiner: Unassigned
SOLUTION AND METHOD FOR MAKING THE) Group Art Unit: 1614
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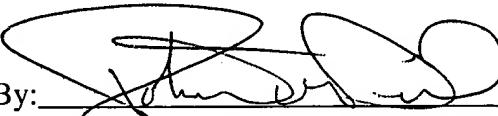
REQUEST FOR CORRECTED FILING RECEIPT

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Attached is a copy of the official Filing Receipt received from the U.S. Patent and Trademark Office in the above-identified Application, for which issuance of a Corrected Filing Receipt is respectfully requested.

As indicated by the highlighting on the enclosed copy of the Filing Receipt, the name of inventor, NEERVALUR V. RAGHAVAN, has been misspelled. Please correct the Filing Receipt to reflect the correct spelling of his name.

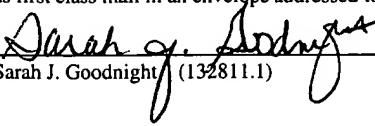
Respectfully submitted,

Dated: December 7, 2001 By: 

Robert W. Diehl, Reg. No. 35,118
Wallenstein & Wagner, Ltd.
311 South Wacker Drive, 53rd Floor
Chicago, Illinois 60606-6622
312.554.3300

CERTIFICATE OF MAILING

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box Missing Parts, Commissioner of Patents, Washington, D.C. 20231 on December 7, 2001.


Sarah J. Goodnight (132811.1)

FF3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/945,374	08/31/2001	James E. Kipp	CRD-5715CIP

CONFIRMATION NO. 2168
FORMALITIES LETTER



OC000000006865196

Wallenstein & Wagner, Ltd
311 S. Wacker Drive, 53rd Floor
Chicago, IL 60606-6630

Date Mailed: 10/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/23/2002 BABRAHA1 00000092 09945374

FILED UNDER 37 CFR 1.53(b)

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:103	288.00 OP
04 FC:102	420.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$688.
 - \$288 for 16 total claims over 20.
 - \$400 for 5 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1528.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/945,374	08/31/2001	1614	0.00	CRD-5715CIP	4	36	8

To Docketing

Wallenstein & Wagner, Ltd
 311 S. Wacker Drive, 53rd Floor
 Chicago, IL 60606-6630

CONFIRMATION NO. 2168
FILING RECEIPT



OC000000006865195

Date Mailed: 10/09/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

James E. Kipp, Residence Not Provided;
 Mark J. Doty, Residence Not Provided;
 Christine L. Rebbeck, Residence Not Provided;
 Neervalur V. Raghavan, Residence Not Provided;
Neervalur V. Raghavan

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/822,767 03/29/2001

Foreign Applications

If Required, Foreign Filing License Granted 10/05/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

RECEIVED

Early Publication Request: No

OCT 16 2001

Title

Premixed amiodarone parenteral solution and method for making the same

WALLENSTEIN & WAGNER

Preliminary Class

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).